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COMMUNICATION RE: PATENT TERM ADJUSTMENT
Examining Group 1647
Patent Application
Docket No. ARS-124
Serial No. 10/573,625

July 23, 2010
Frank Eisenschenk

Frank C. Eisenschenk, Ph.D., Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Shulamith H. Shafer
Art Unit : 1647
Applicant : Amanda Proudfoot, Jeffrey Shaw, Zoe Johnson
Serial No. : 10/573,625
Conf. No. : 9024
Filed : March 9, 2007
For : Therapeutic Uses of Chemokine Variants

Office of Patent Legal Administration
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION REGARDING
PATENT TERM ADJUSTMENT

Sir:

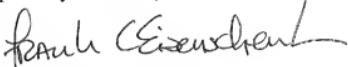
The applicants received the official granted patent for the above-referenced application. The determination of Patent Term Adjustment (PTA) Under 35 U.S.C. 154(b) indicated on the patent is 770 days. For the record, applicants believe the patent is entitled to only 444 days of PTA.

A review of the PAIR record shows a 431-day Patent Office apparent B-Delay (pursuant to 37 CFR §1.703(b)--for failure to grant a patent within 3 years of the filing date). However, applicant respectfully asserts that the B-Delay for this patent should only be 105 days. Therefore, the final PTA for this patent should be calculated as 339 days (A-Delay) + 105 (B-Delay)=444 Days PTA.

Applicants respectfully request that the PAIR record be reviewed and corrected to ensure that the granted patent will indicate the correct Patent Term Adjustment.

Applicants do not believe there should be a fee associated with this Communication. But, the Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 that may be required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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